IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.1610 OF 2007

Shri Shankarlal Amarnath @ Tital Yadav .. Petitioner
v/s.
Smt. Kuma Shankarlal Yadav and another .. Respondents

Mr. S.V. Kotwal with Mr. M.S. Mohite for the petitioner.
Mr. A.S. Shitole, APP for the State.

CORAM : B.H. MARLAPALLE, J.
DATED : 29TH AUGUST, 2007

P.C.

Heard Mr. S.V. Kotwal, the learned counsel for the petitioner. I have perused the complaint which is presented by the respondent No.1 before the learned Judicial Magistrate First Class, 4th Court, Ulhasnagar, registered at C.C. No. 67 of 1995 and also the verification statement recorded by the learned Magistrate so as to issue the order of process dated 11.8.1995. The said order was challenged by the present petitioner in Criminal Revision Application No.102 of 1996 and the revision application has been dismissed on 3.7.2007 i.e. after 11 years.

2. There is no case made out to quash the proceedings by invoking the powers under section 482 of the Criminal Procedure Code and the respondent has made out a prima facie case for trial as has been held by the learned Judge. Hence, the petition is rejected summarily and the trial is expedited. The complaint will stand on its own merits before the trial court.

(B.H. MARLAPALLE, J.)